

Message

From: Chalfant, Mark [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=8C1D644333F94EA2AFF756BE6469E5AD-CHALFANT, MARK]
Sent: 7/31/2015 12:16:44 AM
To: Cirian, Mike [Cirian.Mike@epa.gov]; Wilder, Scott [Wilder.Scott@epa.gov]
CC: Parker, Robert [Parker.Robert@epa.gov]
Subject: FW: Anaconda-Revised AOC as of 7/30/2015 6PM MDT
Attachments: Col_Falls-CERCLA_AOC-RIFS_07-30-2015_EPA.docx

FYI.

From: Chalfant, Mark
Sent: Thursday, July 30, 2015 6:15 PM
To: 'Otis, Andrew D.'
Subject: Anaconda-Revised AOC as of 7/30/2015 6PM MDT

Mr. Otis:

Attached please find EPA's revised version of the administrative settlement agreement and order on consent for remedial investigation/feasibility study (AOC) in redline format in Word dated July 30, 2015. EPA wishes to use the revised redline version as the common document for our August 5, 2015 meeting.

EPA has accepted many of the changes that CFAC requested in its July 15, 2015 version. EPA greatly appreciates the company providing a redline version of the proposed AOC well in advance of our August 5, 2015 meeting. I am hopeful that providing you EPA's revised redline version will help to narrow the issues that require discussion among the parties.

To facilitate our discussion, EPA has tried to respond to as many of CFAC's comments in its July 15, 2015 version as possible. Please note that EPA has proposed adding the Montana Department of Environmental Quality to certain key provisions to be consistent with the state's role in EPA's remedy selection process under the National Contingency Plan. These provisions include a copy of deliverables, notification of field work and opportunity to take split samples, notification of releases, access to information, site access, notice of suit or claim etc.

EPA's revised version contains a number of items that require Mike Cirian's input as the EPA remedial project manager (e.g., changing the frequency of progress reports from monthly to quarterly and modifying certain deadlines). I hope to obtain Mike's input early next week when he is back in the office.

On a final note, I have temporarily marked all of the paragraph references in grey highlight to make it easier to verify the accuracy of the references. These will be removed in the final version.

I look forward to meeting you and Msrs. Wright, Stroiazzo and Baris on August 5th, and having a productive discussion that advances the remedial investigation and feasibility study.

Thank you.
Mark

Mark A.R. Chalfant
Attorney
Legal Enforcement Program
Office of Enforcement, Compliance and Environmental Justice | U.S. EPA Region 8
303.312.6177 | chalfant.mark@epa.gov

This email is for the intended recipient only and may contain material that is privileged and/or confidential. If you believe you have received this email in error, please notify the sender. Thank you.